

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My resident, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled MONOCLONAL ANTIBODIES WHICH BIND TO TUMOR REJECTION ANTIGEN PRECURSOR MAGE-1, RECOMBINANT MAGE-1, AND MAGE-1 DERIVED IMMUNOGENIC PEPTIDE, the specification of which

() is attached hereto.

(X) was filed on February 1, 1994 as Application Serial No. 08/190,411 and was amended on (1) May 2, 1994, (2) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

Foreign Priority Applications

I hereby claim foreign priority benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

| | | | |
|-------------------|--------------------|---------------------------------|----------------|
| _____ (Number) | _____ (Country) | _____ (Day/Month/Year Filed) | Yes () No () |
| _____ (Number) | _____ (Country) | _____ (Day/Month/Year Filed) | Yes () No () |

U.S. Priority Applications

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|---|--|---|
| <u>037,230</u> (Applic. Serial No.) | <u>March 26, 1993</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |
| <u>PCT/US92/04354</u> (Applic. Serial No.) | <u>May 22, 1992</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |



LUD 354-JEL/NDH

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| <u>807,043</u> (Applic. Serial No.) | <u>December 12, 1991</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |

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| <u>728,838</u> (Applic. Serial No.) | <u>July 9, 1991</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |
| <u>705,702</u> (Applic. Serial No.) | <u>May 23, 1991</u> (Filing Date) | <u>Pending</u> (Status-patented/pending/abandoned) |

Power of Attorney

I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: John E. Lynch, Reg. No. 20,940; Peter F. Felfe, Reg. No. 20,297; Alfred H. Hemingway, Jr., Reg. No. 26,736; Vincent M. Fazzari, Reg. No. 26,879; Norman D. Hanson, Reg. No. 30,946; Walter G. Weissenberger, Reg. No. 17,344; F. Brice Faller, Reg. No. 29,532; Andrew L. Tiajolloff, Reg. No. 31,575; John P. Luther, Reg. No. 32,261; Christine H. Tsai, Reg. No. 34,266; John A. Bauer, Reg. No. 32,554, and Patricia A. Pasqualini, Reg. No. 34,894, my attorneys with full power of substitution and revocation. Address all telephone calls to Norman D. Hanson, at (212) 688-9200. Address all correspondence to:

FELFE & LYNCH
805 Third Avenue
New York, New York 10022

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Yao-Tseng Chen

| Full Name/Sole or First Inventor | Signature | Date |
|---|-----------|------------------------------|
| Residence: <u>Cornell Medical Center</u> <u>New York, New York 10021</u> | | <u>Taiwan</u> Citizenship |

Post Office Address: Dept. of Pathology, New York Hospital
Cornell Medical Center, New York, New York 10021

(2) Elisabeth StockertFull Name/Second InventorSignatureDateResidence: 1275 York Avenue
New York, New York 10021Austria
CitizenshipPost Office Address: 1275 York Avenue
New York, New York 10021(3) Yachi ChenFull Name/Third InventorSignatureDateResidence: 1275 York Avenue
New York, New York 10021U.S.A.
CitizenshipPost Office Address: 1275 York Avenue
New York, New York 10021(4) Pilar Garin-ChesaFull Name/Fourth InventorSignatureDateResidence: Amriswilstrasse 7
D-88400 Biberach, GermanySpanish
CitizenshipPost Office Address: Amriswilstrasse 7
D-88400 Biberach, Germany(5) Wolfgang J. RettigFull Name/Fifth InventorSignatureDateResidence: Amriswilstrasse 7
D-88400 Biberach, GermanyGerman
CitizenshipPost Office Address: Amriswilstrasse 7
D-88400 Biberach, Germany

(6) Pierre van der BruggenFull Name/Sixth InventorSignatureDateResidence: Avenue Hippocrate 74, UCL 7459B-1200 Brussels, BelgiumBelgium
CitizenshipPost Office Address: Avenue Hippocrate 74, UCL 7459
B-1200 Brussels, Belgium(7) Thierry Boon-FalleurFull Name/Seventh InventorSignatureDateResidence: Avenue Hippocrate 74, UCL 7459
B-1200 Brussels, BelgiumBelgium
CitizenshipPost Office Address: Avenue Hippocrate 74, UCL 7459
B-1200 Brussels, Belgium(8) Lloyd J. OldFull Name/Eighth InventorSignature2/7/94
DateResidence: 1345 Avenue of the Americas
New York, New York 10105U.S.A.
CitizenshipPost Office Address: 1345 Avenue of the Americas
New York, New York 10105

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1-80

(1) Yao-Tseng Chen

Full Name/Sole or First Inventor

Yao-Tseng Chen
Signature

7/18/91
Date

Residence: Cornell Medical Center

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Taiwan
Citizenship

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200
 (2) Elisabeth Stockert
 Full Name/Second Inventor

Elisabeth Stockert
 Signature

July 13, 1995
 Date

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New York, New York 10021NY

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300
 (3) Yachi Chen
 Full Name/Third Inventor

Yachi Chen
 Signature

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(4) Pilar Garin-Chesa
 Full Name/Fourth Inventor

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(5) Wolfgang J. Rettig
 Full Name/Fifth Inventor

Signature

Date

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German
 Citizenship

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(6) Pierre van der Bruggen

Full Name/Sixth Inventor

Signature

Date

Residence: Avenue Hippocrate 74, UCL 7459
1200 Brussels, Belgium

Belgian
Citizenship

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(7) Thierry Boon-Falleur

Full Name/Seventh Inventor

Signature

Date

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Date

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(2) Elisabeth Stockert

Full Name/Second Inventor

Signature

Date

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(3) Yachi Chen

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Post Office Address: 1275 York Avenue

New York, New York 10021

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Full Name/Fourth Inventor

Signature

Date

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Spanish
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D-88400 Biberach, Germany

500
(5) Wolfgang J. Rettig

Full Name/Fifth Inventor

Signature

Date

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8-00
(8) Lloyd J. Old

Full Name/Eighth Inventor

Signature

Date

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LUD 253.6-JEL/NDH

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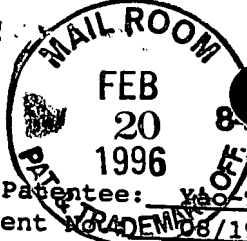
Signature

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U.S.A.
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New York, New York 10105



Applicant/Patentee: Yao-Tseng Chen et al.

Serial/Patent No. 08/190,411

Filed/Issued: February 1, 1994

For: MONOCLONAL ANTIBODIES WHICH BIND TO TUMOR REJECTION ANTIGEN PRECURSOR MAGE-1, RECOMBINANT MAGE-1, AND MAGE-1 DERIVED IMMUNOGENIC PEPTIDES

Attorney's Docket No.: LUD 354-JEL/NDH

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION Ludwig Institute for Cancer Research

ADDRESS OF ORGANIZATION 1345 Avenue of the Americas
New York, New York 10105

TYPE OF ORGANIZATION

- () UNIVERSITY OR OTHER INSTITUTE OF HIGHER EDUCATION
(X) TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3))
() NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATUTE _____)
() WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3)) IF LOCATED IN THE UNITED STATES OF AMERICA
() WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATE _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled MONOCLONAL ANTIBODIES WHICH BIND TO TUMOR REJECTION ANTIGEN PRECURSOR MAGE-1, RECOMBINANT MAGE-1, AND MAGE-1 DERIVED IMMUNOGENIC PEPTIDES by inventor(s) Yao-Tseng Chen et al.

described in

- () the specification filed herewith
(X) application Serial No. 08/190,411, filed February 1, 1994.
() Patent No. _____, issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

Cont'd

FELPE & LYNCH
805 Third Avenue
New York, New York 10022
(212) 688-9200

Verified Statement (Declaration) Claiming Small Entity Status
37 CFR 1.9(f) and 1.27(d)) - Nonprofit Organization

Applicant/Patentee: Hsiao-Tseng Chen et al.

Serial/Patent No. 08/190,411

Filed/Issued: February 1, 1994

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Attorney's Docket No.: LUD 253.6-JEL/NDH

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME _____

ADDRESS _____

() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

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